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 [CAPTION PAGE CONTINUED ON NEXT PAGE]

Attorneys for Defendants OPENAI, INC., a Delaware nonprofit corporation, OPENAI, L.P., a Delaware limited partnership, OPENAI GP, L.L.C., a Delaware limited liability company, OPENAI STARTUP FUND GP I, L.L.C., a Delaware limited liability company, OPENAI STARTUP FUND I, L.P., a Delaware limited partnership, OPENAI STARTUP FUND MANAGEMENT, LLC, a Delaware limited liability company, OPENAI OPCO, L.L.C., a Delaware limited liability company

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

J. DOE 1 and J. DOE 2, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

GITHUB, INC., a Delaware corporation;
 MICROSOFT CORPORATION, a Washington corporation; OPENAI, INC., a Delaware nonprofit corporation; OPENAI, L.P., a Delaware limited partnership; OPENAI GP, L.L.C., a Delaware limited liability company; OPENAI STARTUP FUND GP I, L.L.C., a Delaware limited liability company; OPENAI STARTUP FUND I, L.P., a Delaware limited partnership; OPENAI STARTUP FUND MANAGEMENT, LLC, a Delaware limited liability company; OPENAI OPCO, L.L.C., a Delaware limited liability company,

Defendants.

Case No. 4:22-cv-06823-JST
 Case No. 4:22-cv-07074-JST

Hon. Jon S. Tigar

CLASS ACTION

OPENAI, INC., OPENAI, L.P., OPENAI GP, L.L.C., OPENAI STARTUP FUND GP I, L.L.C., OPENAI STARTUP FUND I, L.P., OPENAI STARTUP FUND MANAGEMENT, LLC, OPENAI OPCO, L.L.C. ADMINISTRATIVE MOTION TO CONSIDER WHETHER ANOTHER PARTY'S MATERIAL SHOULD BE SEALED

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Pursuant to Civil Local Rules 7-11 and 79-5(f), Defendants OpenAI, Inc., OpenAI, L.P., OpenAI GP, L.L.C., OpenAI Startup Fund GP I, L.L.C., OpenAI Startup Fund I, L.P., OpenAI Startup Fund Management, LLC and OpenAI OpCo, L.L.C. (hereinafter “OpenAI”), hereby move to file under seal certain portions of OpenAI’s Motion to Dismiss the First Amended Complaint. In support of this request, OpenAI submits attached hereto, a copy of OpenAI’s Motion to Dismiss the First Amended Complaint with highlighted portions indicating the information subject to this request to seal, a declaration from Joseph Gratz (“Gratz Declaration”), and a proposed order.

Specifically, OpenAI files this motion with respect to the following portions of OpenAI’s Motion to Dismiss Plaintiffs’ First Amended Complaint:

Portion of Motion to Dismiss First Amended Complaint to be Sealed	Basis for Sealing Document or Portions Thereof
Portions of OpenAI’s Motion to Dismiss First Amended Complaint: 4:1-5:16; 7:11-13; 11:21-27; 12:2-5; 13:11-19.	The highlighted portions reflect information that Plaintiffs seek to designate as “HIGHLY CONFIDENTIAL—ATTORNEYS’ EYES ONLY” under § 6.3 of the Stipulated Protective Order

1 Dated: June 29, 2023

MORRISON & FOERSTER LLP

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3 By: /s/ Joseph C. Gratz
4 Joseph C. Gratz

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